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1C 2800 MAIL ROOM
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Patent

HF-54

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Walter Hörburger, et al
Serial No: 09/759,543
U.S. Filed: 1/12/2001
For: LEVEL
Examiner: 2859
Art Unit: Gail Kaplan Verbitsky

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

SIR:

In response to the office action dated April 3, 2003,
applicants request reinstatement of the appeal.

A supplemental Brief on Appeal is being filed concurrently
herewith.

The Examiner will note that the Appeal Brief has been amended to state that claims 2 to 5 stand or fall with claim 1. Accordingly, a discussion of the newly cited reference to Richardson, cited in rejecting claims 3 and 5, is not necessary.

Respectfully submitted,

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Dated: May 20, 2003

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C. 20231, on May 20, 2003.

By: F. Kueffner Date: May 20, 2003
Friedrich Kueffner